

No.



200000123

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Holden's Foundation Seeds L. I. C.

Whereas, THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED DISTINCT VARIETY OF SEXUALLY REPRODUCED, OR TUBER PROPAGATED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF TWENTY YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, OR IMPORTING IT, OR EXPORTING IT, OR CONDITIONING IT FOR PROPAGATION, OR STOCKING IT FOR ANY OF THE ABOVE PURPOSE, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT. (84 STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

CORN, FIELD

'LH245'



In Testimony Whereof, I have hereunto set my hand and caused the seal of the Plant Variety Protection Office to be affixed at the City of Washington, D.C. this thirtieth day of January, in the year two thousand two.

Attest:

Paul M. Zurbul

Commissioner
Plant Variety Protection Office
Agricultural Marketing Service

Charles E. Ferman

Secretary of Agriculture

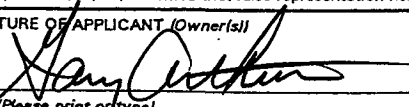
U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
SCIENCE AND TECHNOLOGY DIVISION - PLANT VARIETY PROTECTION OFFICE

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE

(Instructions and information collection burden statement on reverse)

The following statements are made in accordance with the Privacy Act 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act (PRA) of 1995

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF APPLICANT(S) (as it is to appear on the Certificate)		2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER		3. VARIETY NAME	
HOLDEN'S FOUNDATION SEEDS L.L.C.		Ex4905		LH245	
4. ADDRESS (Street and No., or R.F.D. No., City, State, and ZIP Code, and Country)		5. TELEPHONE (include area code)		FOR OFFICIAL USE ONLY PVPO NUMBER 0000123	
503 S. MAPLEWOOD AVENUE PO BOX 839 WILLIAMSBURG, IA 52361		(319)668-1100			
		6. FAX (include area code)		FILING DATE	
		(319)668-2453		1-7-00	
7. GENUS AND SPECIES NAME		8. FAMILY NAME (Botanical)		FILING AND EXAMINATION FEE:	
ZEA MAYS		GRAMINEAE		\$ 2450.00	
9. CROP KIND NAME (Common name)				DATE	
CORN, FIELD				1-7-00	
10. IF THE APPLICANT NAMED IS NOT A "PERSON", GIVE FORM OF ORGANIZATION (corporation, partnership, association, etc.) (Common name)				CERTIFICATION FEE:	
LIMITED LIABILITY COMPANY				\$ 320.00	
11. IF INCORPORATED, GIVE STATE OF INCORPORATION		12. DATE OF INCORPORATION		DATE	
		DECEMBER 1, 1997		1/22/02	
13. NAME AND ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS				14. TELEPHONE (include area code)	
MR. MARK ARMSTRONG HOLDEN'S FOUNDATION SEEDS L.L.C. 503 S. MAPLEWOOD AVENUE PO BOX 839 WILLIAMSBURG, IA 52361				(319)668-1100	
				15. FAX (include area code)	
				(319)668-2453	
16. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED (Follow instructions on reverse)					
a. <input checked="" type="checkbox"/> Exhibit A. Origin and Breeding History of the Variety b. <input checked="" type="checkbox"/> Exhibit B. Statement of Distinctness c. <input checked="" type="checkbox"/> Exhibit C. Objective Description of the Variety d. <input checked="" type="checkbox"/> Exhibit D. Additional Description of the Variety (Optional) e. <input checked="" type="checkbox"/> Exhibit E. Statement of the Basis of the Applicant's Ownership f. <input checked="" type="checkbox"/> Voucher Sample (2,600 viable untreated seeds or, for tuber propagated varieties verification that tissue culture will be deposited and maintained in an approved public repository) g. <input checked="" type="checkbox"/> Filing and Examination Fee (\$2,450), made payable to "Treasurer of the United States" (Mail to PVPO)					
17. DOES THE APPLICANT SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY, AS A CLASS OF CERTIFIED SEED? (See Section 83(a) of the Plant Variety Protection Act)					
<input type="checkbox"/> YES (If "yes," answer items 18 and 19 below) <input checked="" type="checkbox"/> NO (If "no," go to item 20)					
18. DOES THE APPLICANT SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS?			19. IF "YES" TO ITEM 18, WHICH CLASSES OF PRODUCTION BEYOND BREEDER SEED		
<input type="checkbox"/> YES <input type="checkbox"/> NO			<input type="checkbox"/> FOUNDATION <input type="checkbox"/> REGISTERED <input type="checkbox"/> CERTIFIED		
20. HAS THE VARIETY OR A HYBRID PRODUCED FROM THE VARIETY BEEN RELEASED, USED, OFFERED FOR SALE, OR MARKETED IN THE U.S. OR OTHER COUNTRIES?					
<input type="checkbox"/> YES (If "yes," give names of countries and dates) <input checked="" type="checkbox"/> NO					
21. The applicant(s) declare that a viable sample of basic seed of the variety will be furnished with application and will be replenished upon request in accordance with such regulations as may be applicable, or for a tuber propagated variety a tissue culture will be deposited in a public repository and maintained for the duration of the certificate.					
The undersigned applicant(s) is(are) the owner(s) of this sexually reproduced or tuber propagated plant variety, and believe(s) that the variety is new, distinct, uniform, and stable as required in Section 42, and is entitled to protection under the provisions of Section 42 of the Plant Variety Protection Act.					
Applicant(s) is(are) informed that false representation herein can jeopardize protection and result in penalties.					
SIGNATURE OF APPLICANT (Owner(s))			SIGNATURE OF APPLICANT (Owner(s))		
					
NAME (Please print or type)			NAME (Please print or type)		
GARY ARTHUR					
CAPACITY OR TITLE		DATE	CAPACITY OR TITLE		DATE
PRESIDENT		1/3/00			

Origin and Breeding History of the Inbred

Exhibit A

LH245 was developed from the single cross LH198 x Ex2323 by selfing and using the pedigree system of plant breeding. Yield, stalk quality, root quality, disease tolerance, late plant greenness, late plant intactness, ear retention, pollen shedding ability, silking ability and corn borer tolerance were the criteria used to determine the rows from which ears were selected.

LH198 and Ex2323, the progenitors of LH245, are both proprietary field corn inbred lines of Holden's Foundation Seeds, LLC. In 1991, Holden's Foundation Seeds, LLC applied for plant variety protection of LH198. LH198 was awarded certificate #9200021 on March 31, 1993. A utility patent from the U.S. Patent Office also protects LH198. Holden's was issued patent #5,304,717 for LH198 on April 19, 1994. Ex2323 is a finished line developed in 1989, but was never released by Holden's for sale to the public. It has only been used privately as a line development breeding source. The progenitors of Ex2323 are B73 and Pioneer Brand hybrid 3377. B73 (Iowa SSS C5 Sel.) was developed by Iowa State University and released to the public in 1972. Pioneer Brand hybrid 3377 was developed by Pioneer Hi-Bred International, Inc., of Johnston, Iowa. Pioneer Brand hybrid 3377 was a popular hybrid marketed by Pioneer in the early 1980's.

Enclosed is a copy of a letter from Seed Branch of the USDA confirming that no other field corn inbreds have been named, 'LH245'.

On the following pages are a summary and description of the development of LH245. Also included are copies of pages from Holden's Foundation Seeds, Inc. nursery books. The rows associated with the development of LH245 have been highlighted.

LH245 has shown uniformity and stability for all traits described in Exhibit C. It has been self-pollinated and ear-rowed a sufficient number of generations, with careful attention to uniformity of plant type to ensure homozygosity and phenotypic stability. The line has been increased both by hand (Iowa 1997 and 1998) and sibbed in isolated production fields (Hawaii 1999 and Iowa 1999) with continued observations for uniformity. Donald G. Eggerling, the originating plant breeder, has observed LH245 all four generations it has been increased. The line is uniform, stable and no variant traits have been observed or are anticipated in LH245.

2000001237

Origin and Breeding History of the Inbred
LH245=Ex4905=LH198 x Ex2323

<u>Field/Row</u>	<u>Pedigree</u>	<u>Location</u>	<u>Year</u>
Frimml	LH245	Iowa	1999
KA1A1	LH245	Hawaii	1999
24249-24260	Ex4905	Iowa	1998
19722	LH198 x Ex2323 @7	Iowa	1997
33874	LH198 x Ex2323 @6	Iowa	1996
12476	LH198 x Ex2323 @5	Hawaii	1996
45415	LH198 x Ex2323 @4	Iowa	1995
5520	LH198 x Ex2323 @3	Hawaii	1995
1696	LH198 x Ex2323 @2	Iowa	1994
10378	LH198 x Ex2323 @1	Iowa	1993
44169	LH198 x Ex2323	Iowa	1992
40571	Ex2323	Iowa	1991
40568	LH198		

Novelty Statement

Exhibit B

LH245 is most similar to LH198. However, the most distinguishing difference is anther color. The anther color of LH245 is red while the anther color of LH198 is light purple. When using Munsell Color Charts for Plant Tissues as a reference, the anther color of LH245 would be classified as 5R 4/4 and the anther color of LH198 would be classified as 5RP 5/4. The photograph below illustrates this difference in anther color.

Anthocyanin is moderately present in the brace roots of LH245. Anthocyanin is also present in the brace roots of LH198, but it is much darker and distinct.



United States Department of Agriculture, Agricultural Marketing Service
Science Division, Plant Variety Protection Office
National Agricultural Library Building, Room 500
Beltsville, MD 20705

OBJECTIVE DESCRIPTION OF VARIETY
CORN (*Zea mays* L.)

000000123

Name of Applicant(s) HOLDEN'S FOUNDATION SEEDS, L.L.C.		Variety Seed Source IOWA 1998		Variety Name or Temporary Designation LH245																																									
Address (Street & No., or R.F.D. No., City, State, Zip Code and Country) 503 SOUTH MAPLEWOOD AVENUE WILLIAMSBURG, IA 52361				FOR OFFICIAL USE PVPO Number																																									
Place the appropriate number that describes the varietal characters typical of this inbred variety in the spaces below. Right justify whole numbers by adding leading zeroes if necessary. Completeness should be striven for to establish an adequate variety description. Traits designated by a '*' are considered necessary for an adequate variety description and must be completed.																																													
COLOR CHOICES (Use in conjunction with Munsell color code to describe all color choices; describe #25 and #26 in Comments section): <table style="width:100%; font-size: small;"> <tr> <td>01=Light Green</td> <td>06=Pale Yellow</td> <td>11=Pink</td> <td>16=Pale Purple</td> <td>21=Buff</td> </tr> <tr> <td>02=Medium Green</td> <td>07=Yellow</td> <td>12=Light Red</td> <td>17=Purple</td> <td>22=Tan</td> </tr> <tr> <td>03=Dark Green</td> <td>08=Yellow-Orange</td> <td>13=Cherry Red</td> <td>18=Colorless</td> <td>23=Brown</td> </tr> <tr> <td>04=Very Dark Green</td> <td>09=Salmon</td> <td>14=Red</td> <td>19=White</td> <td>24=Bronze</td> </tr> <tr> <td>05=Green-Yellow</td> <td>10=Pink-Orange</td> <td>15=Red & White</td> <td>20=White Capped</td> <td>25=Variegated (Describe)</td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td>26=Other (Describe)</td> </tr> </table>						01=Light Green	06=Pale Yellow	11=Pink	16=Pale Purple	21=Buff	02=Medium Green	07=Yellow	12=Light Red	17=Purple	22=Tan	03=Dark Green	08=Yellow-Orange	13=Cherry Red	18=Colorless	23=Brown	04=Very Dark Green	09=Salmon	14=Red	19=White	24=Bronze	05=Green-Yellow	10=Pink-Orange	15=Red & White	20=White Capped	25=Variegated (Describe)					26=Other (Describe)										
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2. REGION WHERE DEVELOPED IN THE U.S.A.: * <u>2</u> 1=Northwest 2=Northcentral 3=Northeast 4=Southeast 5=Southcentral 6=Southwest 7=Other			Standard Seed Source <u>IOWA STATE UNIV.</u> <u>2</u>																																										
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5

Application Variety Data			Page 2	Standard Inbred Data 200000123		
5. LEAF:			Standard Deviation	Sample Size		
*	9.1 cm Width of Ear Node Leaf		1.32	50		
*	7.7 cm Length of Ear Node Leaf		3.60	50		
*	6 Number of leaves above top ear		.36	50		
	7 degrees Leaf Angle (measure from 2nd leaf above ear at anthesis to stalk above leaf)		2.84	50		
*	0.2 Leaf Color (Munsell code 5GY 3/4)					0.2 (Munsell code 5GY 4/4)
	7 Leaf Sheath Pubescence (Rate on scale from 1=none to 9=like peach fuzz)					4
	3 Marginal Waves (Rate on scale from 1=none to 9=many)					1
	3 Longitudinal Creases (Rate on scale from 1=none to 9=many)					3
6. TASSEL:			Standard Deviation	Sample Size		
*	6 Number of Primary Lateral Branches		1.32	50		
	2.3 Branch Angle from Central Spike		8.85	50		
*	4.5.2 cm Tassel Length (from top leaf collar to tassel tip)		3.50	50		
	6 Pollen Shed (Rate on scale from 0=male sterile to 9=heavy shed)					6
	1.4 Anther Color (Munsell code 5R 4/4)					1.6 (Munsell code 5RP 5/4)
	0.2 Glume Color (Munsell code 5GY 6/6)					0.2 (Munsell code 5GY 5/6)
	1 Bar Glumes (Glume Bands): 1=Absent 2=Present					1
7a. EAR (Unhusked Data):						
*	0.1 Silk Color (3 days after emergence) (Munsell code 2.5GY 8/8)					0.1 (Munsell code 2.5GY 8/6)
	0.1 Fresh Husk Color (25 days after 50% silking) (Munsell code 5GY 6/8)					0.1 (Munsell code 5GY 6/6)
	2.1 Dry Husk Color (65 days after 50% Silking) (Munsell code 7.5YR) 7/4					2.1 (Munsell code 7.5YR 7/4)
*	3 Position of Ear at Dry Husk Stage: 1=Upright 2=Horizontal 3=Pendent					3
	5 Husk Tightness (Rate on scale from 1=very loose to 9=very tight)					5
	2 Husk Extension (at harvest): 1=Short (ears exposed) 2=Medium (<8 cm) 3=Long (8-10 cm beyond ear tip) 4=Very Long (>10 cm)					3
7b. EAR (Husked Ear Data):			Standard Deviation	Sample Size		
*	1.6.3 cm Ear Length		1.33	50		
*	4.4.0 mm Ear Diameter at mid-point		2.50	50		
	1.1.5.0 gm Ear Weight		23.01	50		
*	1.4 Number of Kernel Rows					1.6
	2 Kernel Rows: 1=Indistinct 2=Distinct					2
	1 Row Alignment: 1=Straight 2=Slightly Curved 3=Spiral					1
	1.0.9 cm Shank Length					8.8
	1 Ear Taper: 1=Slight 2=Average 3=Extreme					1
Application Variety Data				Standard Inbred Data		
Note: Use chart on first page to choose color codes for color traits.						

6

Standard Inbred Data

Note: Use chart on first page to choose color codes for color traits.

7

Application Variety Data	Page 4	Standard Inbred Data
11. INSECT RESISTANCE (Rate from 1 (most susceptible) to 9 (most resistant); leave blank if not tested):		<div style="font-size: 2em; font-weight: bold;">200000123</div>
<div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Banks Grass Mite (<i>Oligonychus pratensis</i>) <input type="checkbox"/> Corn Earworm (<i>Helicoverpa zea</i>) <input type="checkbox"/> Leaf-Feeding <input type="checkbox"/> Silk Feeding : _____ mg larval wt. <input type="checkbox"/> Ear Damage : _____ <input type="checkbox"/> Corn Leaf Aphid (<i>Rhopalosiphum maidis</i>) <input type="checkbox"/> Corn Sap Beetle (<i>Carpophilus dimidiatus</i>) <input type="checkbox"/> European Corn Borer (<i>Ostrinia nubilalis</i>) <input type="checkbox"/> 1st Generation (Typically Whorl Leaf Feeding) <input type="checkbox"/> 2nd Generation (Typically Leaf Sheath-Collar Feeding) <input type="checkbox"/> Stalk Tunneling : _____ cm tunneled/plant <input type="checkbox"/> Fall Armyworm (<i>Spodoptera frugiperda</i>) <input type="checkbox"/> Leaf-Feeding <input type="checkbox"/> Silk-Feeding : _____ mg larval wt. <input type="checkbox"/> Maize Weevil (<i>Sitophilus zeamais</i>) <input type="checkbox"/> Northern Rootworm (<i>Diabrotica barberi</i>) <input type="checkbox"/> Southern Rootworm (<i>Diabrotica undecimpunctata</i>) <input type="checkbox"/> Southwestern Corn Borer (<i>Diatraea grandiosella</i>) <input type="checkbox"/> Leaf Feeding <input type="checkbox"/> Stalk Tunneling : _____ cm tunneled/plant <input type="checkbox"/> Two-spotted Spider Mite (<i>Tetranychus urticae</i>) <input type="checkbox"/> Western Rootworm (<i>Diabrotica virgifera virgifera</i>) <input type="checkbox"/> Other (Specify) _____ _____ </div> <div> <div style="display: flex; justify-content: space-between;"> <div>Standard Deviation</div> <div>Sample Size</div> </div> <div style="display: flex; justify-content: space-between;"> <div>_____</div> <div>_____</div> </div> </div> </div>	<div style="display: flex; justify-content: space-between;"> <div>Standard Deviation</div> <div>Sample Size</div> </div> <div style="display: flex; justify-content: space-between;"> <div>_____</div> <div>_____</div> </div>	
12. AGRONOMIC TRAITS: <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> <u>7</u> Stay Green (at 65 days after anthesis) (Rate on a scale from 1=worst to 9=excellent.) <input type="checkbox"/> <u>0</u> <u>0</u> % Dropped Ears (at 65 days after anthesis) <input type="checkbox"/> <u>0</u> <u>0</u> % Pre-anthesis Brittle Snapping <input type="checkbox"/> <u>0</u> <u>0</u> % Pre-anthesis Root Lodging <input type="checkbox"/> <u>0</u> <u>0</u> % Post-anthesis Root Lodging (at 65 days after anthesis) <input type="checkbox"/> _____ Kg/ha Yield of Inbred Per Se (at 12-13% grain moisture) _____ </div> <div> <div style="display: flex; justify-content: space-between;"> <div>5</div> <div>_____</div> </div> <div style="display: flex; justify-content: space-between;"> <div><u>0</u> <u>0</u></div> <div>_____</div> </div> <div style="display: flex; justify-content: space-between;"> <div><u>0</u> <u>0</u></div> <div>_____</div> </div> <div style="display: flex; justify-content: space-between;"> <div><u>0</u> <u>0</u></div> <div>_____</div> </div> <div style="display: flex; justify-content: space-between;"> <div><u>0</u> <u>0</u></div> <div>_____</div> </div> </div> </div>		
13. MOLECULAR MARKERS: (0=data unavailable; 1=data available but not supplied; 2=data supplied) <div style="display: flex; justify-content: space-around;"> <input type="checkbox"/> Isozymes <input type="checkbox"/> RFLP's <input type="checkbox"/> RAPD's </div>		
REFERENCES: Butler, D.R. 1954. A System for the Classification of Corn Inbred Lines. PhD Thesis, Ohio State University. Emerson, R.A., G.W. Beadle, and A.C. Fraser. 1935. A Summary of Linkage Studies in Maize. Cornell A.E.S., Mem. 180. Farr, D.F., G.F. Bills, G.P. Chamuris, A.Y. Rossman. 1989. Fungi on Plant and Plant Products in the United States. The American Phytopathological Society, St. Paul, MN. Inglett, G.E. (Ed.) 1970. Corn: Culture, Processing, Products. Avi Publishing Company, Westport, CT. Jugenheimer, R.W. 1976. Corn: Improvement, Seed Production, and Uses. John Wiley & Sons, New York. McGee, D.C. 1988. Maize Diseases. APS Press, St. Paul, MN. 150 pp. Munzell Color Chart for Plant Tissues. Macbeth, P.O. Box 230, Newburgh, N.Y. 12551-0230 The Mutants of Maize. 1968. Crop Science Society of America, Madison, WI. Shurtleff, M.C. 1980. Compendium of Corn Diseases. APS Press, St. Paul, MN. 105 pp. Sprague, G.F., and J.W. Dudley (Editors). 1988. Corn and Corn Improvement. Third Edition. Agronomy Monograph 18. ASA, CSSA, SSSA, Madison, WI. Stringfield, G.H. Maize Inbred Lines of Ohio. Ohio A.E.S., Bul. 831. 1959. U.S. Department of Agriculture. 1936, 1937. Yearbook.		
COMMENTS (eg. state how heat units were calculated, standard inbred seed source, and/or where data was collected. Continue in Exhibit D): <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div> $GDD = \frac{T_{max} + T_{min}}{2} - 50^{\circ}F$ </div> <div> $T_{max} < 86^{\circ}$ $T_{min} > 50^{\circ}$ </div> </div>		
STANDARD SEED SOURCE: IOWA STATE UNIVERSITY DATA COLLECTED @ WILLIAMSBURG, IA 1999		

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Additional Description of the Inbred

Exhibit D

LH245 is a medium season field corn inbred line with a Stiff Stalk family background that is best adapted to the central regions of the corn belt. LH245 flowers similar to LH132 and in the seed production field, appears to be a very good seed parent.

Hybrids containing LH245 are substantially higher yielding and 1.0% higher in harvest moisture than similar LH198 hybrids. LH245 contributes very good root strength and a girthy ear type to its crosses.

Exhibit C: After some thought and evaluation, I have concluded that the reason for the large standard deviations in my statistical analysis is poor experimental design. I neglected to take into account the effect the end plants in the row have in my analysis. One to sometimes four plants at the end of each row have a dramatic effect on the standard deviation of the individual plants being evaluated. My understanding of this effect on this statistical function and its contribution to variance components was poor. To correct this flaw in my analysis, I will not allow my technician to measure these end plants. I will also more closely monitor the growth and uniformity of the individual plants in the row being evaluated.

JMS
11/20/01



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U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICEEXHIBIT E
STATEMENT OF THE BASIS OF OWNERSHIP

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act (PRA) of 1995.

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF APPLICANT(S) HOLDEN'S FOUNDATION SEEDS L.L.C.	2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER Ex4905	3. VARIETY NAME LH245
4. ADDRESS (Street and No., or R.F.D. No., City, State, and ZIP Code, and Country) 503 S. MAPLEWOOD AVENUE PO BOX 839 WILLIAMSBURG, IA 52361	5. TELEPHONE (include area code) (319)668-1100	6. FAX (include area code) (319)668-2453
8. Does the applicant own all rights to the variety? Mark an "X" in appropriate block. If no, please explain. <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
9. Is the applicant (individual or company) a U.S. national or U.S. based company? If no, give name of country <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
10. Is the applicant the original owner? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If no, please answer the following: a. If original rights to variety were owned by individual(s), is (are) the original owner(s) a U.S. national(s)? <input type="checkbox"/> YES <input type="checkbox"/> NO If no, give name of country _____ b. If original rights to variety were owned by a company, is the original owner(s) a U.S. based company? <input type="checkbox"/> YES <input type="checkbox"/> NO If no, give name of country _____		
11. Additional explanation on ownership (If needed, use reverse for extra space):		

PLEASE NOTE:

Plant variety protection can be afforded only to owners (not licensees) who meet one of the following criteria:

1. If the rights to the variety are owned by the original breeder, that person must be a U.S. national, national of a UPOV member country, or national of a country which affords similar protection to nationals of the U.S. for the same genus and species.
2. If the rights to the variety are owned by the company which employed the original breeder(s), the company must be U.S. based, owned by nationals of a UPOV member country, or owned by nationals of a country which affords similar protection to nationals of the U.S. for the same genus and species.
3. If the applicant is an owner who is not the original owner, both the original owner and the applicant must meet one of the above criteria.

The original breeder/owner may be the individual or company who directed final breeding. See Section 41(a)(2) of the Plant Variety Protection Act for definition.

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0581-0055. The time required to complete this information collection is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

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